

BY AUTHORITY

ACT 17.

An Act to Create the Fire Department of the City of Honolulu.

BE IT ENACTED by the Executive and Advisory Councils of the Provisional Government of the Hawaiian Islands:

SECTION 1. There shall be a Fire Department for the city of Honolulu, which shall consist of a Board of Commissioners, consisting of three members, who shall be appointed by the Minister of the Interior with the consent of the Executive Council, and who shall serve without pay; a Chief Engineer, who shall be appointed by the Board of Commissioners. There shall be three or more fire companies under pay, in the discretion of the Board of Commissioners, and such other volunteer companies as the Commissioners shall deem fit. The general care and supervision of the department shall be under the direction of the Board of Commissioners, who shall also have power to issue such general rules and regulations for the government of the department as they shall deem necessary.

SECTION 2. The Chief Engineer shall have the care, control and custody of the property of the Fire Department, and shall be responsible to the Board of Commissioners for the same; and he shall also, by and with the approval of the Board of Commissioners, make all expenditures of moneys appropriated for the Honolulu Fire Department; and he shall not contract any debts on behalf of the department, or dispose of any property belonging to the same without the consent of the Board of Commissioners. In all cases of fire he shall have the sole and absolute control and command over all the members of the entire department; and it shall be his duty to cause the several engines and apparatus to be located in the most advantageous situations, and to be worked for the effectual extinguishing of fires. He may, with the approval of the Board of Commissioners, grant the custody and use of fire-engines, fire buckets, and other fire apparatus belonging to the Government, to such firemen as he may deem proper, and assume the control of the same with said Commissioners' approval. He shall, as often as once a month, examine into the condition of the fire engines, houses, fire buckets and other fire apparatus, and shall every six months report and return to the Board of Commissioners the expenses of the Fire Department for such period, the number of fires which have occurred during the period, with the names of owners and occupants of the premises or property damaged or destroyed; the cause or origin of the fire, if known, and the amount of loss or damage and of the insurance on the property, the condition of the fire-engines, carriages, apparatus and property of the department, and the standing and condition of the companies. When any of said fire-engines shall require to be repaired, the Chief Engineer shall cause the same to be well and sufficiently repaired.

SECTION 3. In case the Chief Engineer shall be absent from a fire, the senior fireman shall assume his duties.

SECTION 4. The Chief Engineer shall divide the City of Honolulu into fire districts and report their boundaries to the Board of Commissioners, and shall keep a record of the names of occupants of the houses or other buildings where he shall observe any violation of the provisions of this law.

SECTION 5. It shall be the duty of the Chief Engineer once every three months, and as much often as he may deem proper, to examine the dwelling houses, stores, places of business and other buildings in the respective districts, for the purpose of ascertaining any violation of this law; and also to examine the fire places, hearths, chimneys, stoves and stove-pipes in the respective districts, and upon finding any of them defective or dangerous, he shall direct the owner or occupants of said premises by written or printed notice, to alter, remove or amend the same, and in case of neglecting to do so the party offending shall be guilty of a misdemeanor and punished on conviction as hereinafter provided. The Chief Engineer shall once in every three months, and as much often as may be necessary, make full report of all matters relating to his duties to the Board of Commissioners, and also shall report to the Minister of the Interior each week any violations of the laws relating to fire-proof buildings.

SECTION 6. It shall be the duty of all firemen, whenever any fire shall break out in the city, to repair immediately to said fire with their respective engines, hose, carriages, hooks, ladders, and other apparatus, and there to work and manage such fire engines and other fire implements with all their skill and power as the Chief Engineer may direct, and they shall not remove therefrom without the permission of the Chief Engineer.

SECTION 7. If any fireman should neglect to attend any fire, or leave his engine or other apparatus while at any fire without permission, or shall neglect to do his duty on such occasion without reasonable excuse, he shall, for every such default, pay such penalty as the majority of the Board of Commissioners shall fix; and may, by a vote of the majority of said Commissioners, be dismissed as a fireman.

SECTION 8. No person or persons shall break through, or attempt to break through, any blockade established by the Department, or run over with any

vehicle the line of hose in use at a fire; and any person so doing shall be guilty of a misdemeanor and subject to a fine of not more than two hundred and fifty dollars.

SECTION 9. No person shall, unless by permission of the Chief Engineer, kindle any fire, nor in any way authorize any fire to be made in any street, road, lane, market-place or other highway, or on any pier or wharf in the city, except for the purpose of boiling tar, which fire shall not be more than ten feet from the end of the pier or wharf; and no person shall kindle or light, or cause to be lighted, any rubbish or any bonfire in any place whatsoever within a radius of one mile of the present site of the Bell Tower of Honolulu without the permit in writing of the Chief Engineer.

SECTION 10. The Chief Engineer, by and with the approval of a majority of the Board of Commissioners, may direct any house or building to be pulled down, blown up or otherwise demolished, when they deem the same to be necessary in order to prevent the spreading of a fire.

SECTION 11. The Chief Engineer may, during the continuance of a fire, require assistance from the persons present for extinguishing the same, and for removing furniture, goods, merchandise and property from a building on fire or in danger thereof, and may appoint guards to secure the same. They may also require assistance for pulling down or demolishing a house or building when they judge it necessary, and may suppress all tumults and disorders at such fire. All persons at a fire shall obey the orders of said officers.

SECTION 12. During the prevalence of a fire it shall be lawful for the Chief Engineer, the foremen of companies, the Marshal or his deputies, to remove or cause to be removed and kept away from the vicinity of such fire, by force if advisable, all idle and suspicious persons, and all persons in their judgment not fit to be employed, or not actually and usefully employed in aiding the extinguishing of such fire, or in the preservation of property in the vicinity thereof.

SECTION 13. Any person cutting or in any way wantonly or intentionally injuring any portion of the fire apparatus shall be deemed guilty of misdemeanor, and, upon conviction thereof, shall be fined a sum not exceeding two hundred and fifty dollars.

SECTION 14. It shall be the duty of all persons owning or occupying premises adjacent to a fire to allow free access to the same by the Fire Department, upon the order of the Chief Engineer or Foreman of Engines, for the purpose of obtaining water or using the fire apparatus for the extinguishing of any fire; and in case such access is refused the Chief Engineer or the person acting in his place is hereby authorized forcibly to enter such premises for the purposes aforesaid; and no person shall refuse such free access or in any way obstruct the same.

SECTION 15. All engines, carriages and other movable apparatus of the Honolulu Fire Department shall have the paramount right of way through all streets, lanes, alleys, highways and byways, places and courts of the city and fire districts of Honolulu, when running to a fire, and such apparatus, together with all other vehicles thereto, excepting street cars, shall take and keep the right side of the street, unless the same be obstructed, and all street cars in the vicinity of any such apparatus going to a fire, shall retard or accelerate their speed, as the apparatus may require, in order to give the apparatus of the Fire Department the unobstructed use of the street for the time being.

SECTION 16. No person, or persons, having the control of any vehicle shall wilfully or carelessly permit the same to obstruct the progress of the apparatus of the Honolulu Fire Department going to a fire.

SECTION 17. Whoever wilfully, wantonly or maliciously obstructs or retards the passage of an engine, or any fire apparatus of the Fire Department, while going to or at a fire, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding two hundred and fifty dollars.

SECTION 18. Every building occupied as a dwelling house, or as a store-house, or a regular place of business in Honolulu, shall be furnished with at least two fire buckets, which shall be kept in good condition, ready for use, in a conspicuous place, and upon which the name of the owner shall be painted, provided that an order to that effect in writing or printing shall first be given to occupants of any such building by the Chief Engineer; and all such occupants who shall receive such order shall within five days thereafter, provide, furnish and maintain fire buckets as aforesaid.

SECTION 19. The occupant, or occupants, of any building which may be on fire, or in danger from any fire in its vicinity, in which any explosive material or compound shall be stored or kept, shall, immediately after the breaking out of such fire, give notice to the Chief Engineer or either of the Foremen who may be in command at such fire, of the nature, quantity and place of storage of such explosive substance or compound, and shall also at said time give like notice to the owners or occupants of all adjacent buildings.

SECTION 20. No person shall give a false alarm of fire in Honolulu.

SECTION 21. Whosoever purloins, embezzles, conveys away or conceals any furniture, goods, clothes, merchandise or effects, or property of persons whose houses, buildings, property or effects are on fire, or endangered thereby, and does not within two days return the same, or give notice of his possession thereof to the owner, if known, or if unknown, to the Chief Engineer, or the Marshal and his deputies, shall be deemed guilty of larceny, and upon conviction thereof shall be punished as provided by law.

SECTION 22. Any person violating any

provisions of this Act shall be deemed guilty of a misdemeanor, and on conviction shall be punished by a fine in a sum of not more than two hundred and fifty dollars.

SECTION 23. The Chief Engineer of the Fire Department, the Foreman of a company, and the Marshal and his Deputies, are directed to make complaints for violations of the provisions of this Act.

SECTION 24. The District Magistrate shall have jurisdiction to try and determine all misdemeanors arising under this Act, and all complaints for the violation of any of the provisions of this Act, and to impose any of the penalties herein prescribed.

SECTION 25. The Board of Commissioners, the Chief Engineer, the Foreman of each company, and the paid members of the Fire Department, in active, regular employment, shall be exempt from being empaneled or returned upon any jury or inquests, and the names of such persons shall be registered with the Clerk of the Supreme Court, and with the Marshal, by the Chief Engineer.

SECTION 26. All fines and penalties collected for violation of any of the provisions of this Act shall be paid to the Board of Commissioners of the Honolulu Fire Department for the benefit of its sick fund; and the District Magistrate and Marshal, and all others who may collect or receive the same, are hereby authorized and directed to pay the same to the Treasurer of the sick fund, taking a receipt therefor, and also to inform the Chief Engineer of such payment.

SECTION 27. The City of Honolulu, for the purposes of this law, shall comprise all the space within a radius of two miles from the present site of the Bell Tower.

SECTION 28. This Act shall take effect upon publication.

Approved this 21st day of February, A. D. 1893.

[Signed] SANFORD B. DOLE, President of the Provisional Government of the Hawaiian Islands.

[Signed] J. A. KING, Minister of the Interior. 3315-St-1469-3t

ACT 19.

An Act to Repeal an Act Entitled "An Act to Establish a Governor on Each of the Islands of Oahu, Maui, Hawaii and Kauai."

BE IT ENACTED by the Executive and Advisory Councils of the Provisional Government of the Hawaiian Islands:

SECTION 1. That Chapter 76 of the Session Laws of 1890, the same being an Act entitled "An Act to Establish a Governor on each of the Islands of Oahu, Maui, Hawaii and Kauai" be, and the same is hereby repealed.

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 27th day of February, A. D. 1893.

[Signed] SANFORD B. DOLE, President of the Provisional Government of the Hawaiian Islands.

[Signed] J. A. KING, Minister of the Interior. 3315-St-1469-1t

Under the Act entitled "An Act to Create the Fire Department of the City of Honolulu, approved February 21, 1893, the following gentlemen have been this day appointed as the Board of Fire Commissioners:

SAMUEL B. ROSE, Chairman, ANDREW BROWN, JAMES H. BOYD.

J. A. KING, Minister of the Interior. Interior Office, February 24, 1893. 3314-3t

ANDREW BROWN, Esq., has been appointed Superintendent of Honolulu Water Works and Clerk of the Market vice J. C. White, resigned. His commission to date from March 1st, prox.

JAMES A. KING, Minister of the Interior. Interior Office, February 25th, 1893. 3314-3t

Sale of Government Land in North Hilo, Hawaii.

On THURSDAY, March 30, 1893, at 12 o'clock noon, at the front entrance of Aliolani Hale, will be sold at public auction 310 2-10 acres of bush and woodland, about 1½ miles above the main road, in the district of North Hilo, Hawaii.

The Government reserves the right of way for a road through this land.

It is conditioned that the purchaser of the above land shall pay cost of survey and plotting of same. Full information in this regard can be obtained upon application to the Land Office, Interior Department. Upset price \$310.

J. A. KING, Minister of the Interior. Interior Office, February 23, 1893. 3314 1468-3t

Ledgers with patent backs at the GAZETTE office.

THE ELELE.

Nine of Its Backers Taken Into Court—A Little Light on Political History.

A case has just reached its final stage in the Circuit Court which throws a good deal of light on some secret chapters of Hawaiian political history. Last October Hon. J. S. Walker sued A. P. Peterson and eight others for non-payment of a note of \$2500.00, made by them to J. S. Bowler, as trustee for J. S. Walker. The defendants filed a general denial to the allegations of the petitions, but they failed to do so within the statutory period, and on motion of plaintiff's counsel the answer has been stricken from the record. Mr. Creighton, counsel for the defendants, has noted exceptions.

The following is a copy of the promissory note on which the action is founded:

HONOLULU, H. I., Oct. 26, '91.

\$2500.00. Six months after date, for value received, we jointly promise to pay to the order of John F. Bowler, Trustee, the sum of \$2500.00, with interest at the rate of 1 per cent. per month, upon the payment of which said Bowler is to assign to us the mortgage upon the "Elele" newspaper plant.

A. P. PETERSON, E. C. MACFARLANE, J. J. SULLIVAN, JOHN W. MACDONALD, J. D. TUCKER, ROBERT MORE, J. W. JONES, A. R. ROWAN, W. G. ASHLEY, JOHN F. BOWLER.

The object of the note was of course to enable its signers to control the Elele in the bitter three-cornered fight which it made before the last general election against the Liberals on the one hand and the Reform party on the other.

FROM GRAVE TO GAY.

(From the Washington Star.)

The spelling reformers will be pardoned if they protest against including the Hawaiian profusion of vowels in the Sandwich Island annexation.

The suggestions as to costume that come in articles on Hawaii indicate that annexation would be something of an offset to the crinoline invasion that is imminent.

England appears to be impressed with a feeling that she has trouble enough on her hands without worrying in respect to Hawaii.

If Hawaii would only annex the United States we might hope to rent telephones for twenty-four dollars a year, as do the people of Honolulu.

Canada is doubtless keeping her eye on Hawaii to see just how annexation is accomplished.

The Hawaiian queen was about to flood her country with small coin when she was deposed. It was a case of putting pennies in the slot and getting a revolution.

For neatness and dispatch in revolutionary matters Hawaii can give the southern republics points.

Scientific investigators who have been worrying over the ancestry of the native Hawaiians—alleged to be Aryan, but probably Malayan—will be surprised to learn that the males at least are really British. An esteemed contemporary says that "the men dress in duck trousers and shirts. They are imported from England and are very cheap."

"Bah Jove!" said Willie Wishington, "I'm getting bwin-fag."

"What's the matter?" "I've got a real clevah thing. It's witty as can be, don't you know, but I'm fiahed out practicing."

"Practicing what?"

"Saying 'Hawaii' so that it will sound like 'How ahe you?'"

Letterheads, billheads, receipt books, shipping receipts and commercial printing at the GAZETTE Office.

FINANCE DEPARTMENT, BUREAU OF CUSTOMS, HONOLULU, H. I., January 27th, 1893.

M. N. SANDERS has this day been appointed Port Surveyor for the Port of Honolulu and Collection District of Oahu, vice A. N. Tripp, resigned.

A. S. CLEGHORN, Collector-General.

Approved: P. C. JONES, Minister of Finance. 3289-4t

Notice to Taxpayers.

Taxpayers are hereby notified that on and after the fifteenth day of this month, January, TEN PER CENT. will be added to all delinquent taxes.

T. A. LLOYD, Deputy Assessor and Collector, Honolulu.

Approved: P. C. JONES, Minister of Finance. 3268-4t

Board of Health Notice.

The office of the Board of Health will be open on SUNDAYS and HOLIDAYS from 7:30 A. M. to 9 A. M., for the purpose of issuing burial certificates.

DAVID DAYTON, President Board of Health. 3288-4w

MIRTH, MUSIC AND MINSTRELSY.

MR. STOECKLE AND HIS WONDERFUL PHONOGRAPH AGAIN IN TOWN.

"Talking Machine"—Italian Opera for Ten Cents.

The residents of Honolulu have had opportunity in the past, by the enterprise of Mr. C. Stoekle to become very familiar with the practical working of the wonderful Phonograph, and almost every man, woman and child in the city, has heard of the peculiar powers of the "Talking Machine." The public concert given by Mr. Stoekle in the Y. M. C. A. Hall here, about one year ago, and at which the Phonograph itself, alone, furnished the speeches, vocal and instrumental music, etc., etc., to a large and delighted audience, is remembered to this day, and with both interest and pleasure. After a series of tours over and around the islands of Hawaii, Maui and Kauai, where the wizard instrument has delighted and mystified the residents of those districts, Mr. Stoekle again returns to Honolulu with his wonderful instrument, intending to remain for a short time. The repertoire of the "Talking Machine" has been greatly added to by the importation of a large number of new records for production by the instrument. The new additions consist of (1) choice selections from celebrated Italian and other operas, several having been vocalized by the famous prima donna Adelina Patti, Clara Louise Kellogg and Anne Louise Carey; (2) new miscellaneous vocal selections of well known Eastern vocalists, both comic and sentimental; (3) new duets, including an artistic rendering of the famous "Larboard Watch;" (4) new instrumental selections both band, orchestral and solos from the performances of Gilmore's and other noted bands, celebrated orchestras and artist soloists; (5) fresh, funny dialogues and recitations; all in all making an olio of mirth, music and minstrelsy which should please any fancy. There are also national and local airs in German, French, Spanish, Italian, Portuguese, Japanese, Chinese and Hawaiian which have been specially recorded by Mr. Stoekle and are well reproduced by the Phonograph. The general public are thus now again privileged to enjoy themselves from 9 A. M. to 9 P. M. in the company of the Phonograph to the extent of their own wishes, by calling at the exhibition rooms, THOMAS' BLOCK, KING STREET, BETWEEN NUUANU AND BETHEL STREETS, (store formerly occupied by Mr. Thomas Lindsay, the watchmaker), where Mr. STOECKLE and his phenomenal TALKING MACHINE are, at present, located.

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FEBRUARY - 1893.

The 17th of January. Homesteads for Hawaiians. Hawaiian Fruit. Shipping Oranges to London. Information Wanted. Consumption of Sugar in the United States in 1892. Meteorological Summary for 1892. Lanes or Branches, as Cane Seed. Automatic Megass Firemen. Sugar Boiling in Vacuo. How Manufacture Affects Cultivation. Sugar Production in America. Sugar Cane Insects in New South Wales. A Tree for Bee-Keepers. The Banana Industry in Central America and Florida. Artesian Bore as Affecting Climate. Wage which the Sugar Industry in Queensland can afford to give the unskilled laborer. Use of Pineapples.

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